

CHAPTER 29

GOVERNMENT - STATE

HOUSE BILL 16-1043

BY REPRESENTATIVE(S) Brown, Becker K., Vigil, Esgar, Mitsch Bush, Wilson, Young;
also SENATOR(S) Baumgardner, Kefalas, Sonnenberg, Crowder, Heath, Lambert, Newell, Tate.

AN ACT

**CONCERNING THE JOINT TECHNOLOGY COMMITTEE'S AUTHORITY TO APPROVE THE REQUEST FOR
A WAIVER OF CERTAIN DEADLINES AFTER MONEYS FOR A PROJECT HAVE BEEN APPROPRIATED.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 24-30-1404, **amend** (7) (a); and **add** (7) (h) as follows:

24-30-1404. Contracts. (7) (a) Except as provided in paragraphs (b), (c), (e), (f), ~~and~~ (g), ~~AND~~ (h) of this subsection (7), any professional services contract entered into pursuant to the provisions of this part 14 shall be executed and encumbered within six months after the date on which the appropriation that includes the project for which the professional services are required becomes law. If no professional services contract is required for a particular project, the contract with the contractor for the project shall be entered into within six months after the appropriation. If a state agency or state institution of higher education determines that the nature of a particular project is such that the deadlines imposed by this section cannot be met, the state agency or state institution of higher education may request the capital development committee to recommend to the controller that the deadline be waived for that project. The controller, in consultation with the capital development committee may grant a waiver from such deadlines. This subsection (7) shall not apply to projects under the supervision of the department of transportation. This subsection (7) shall not affect any priority established pursuant to section 24-35-210 (11) in the general appropriation act for expenditures for projects to be financed from net lottery proceeds appropriated for capital construction.

(h) THE SIX MONTH DEADLINE IMPOSED BY PARAGRAPH (a) OF THIS SUBSECTION (7) DOES NOT APPLY TO INFORMATION TECHNOLOGY PROJECTS THAT ARE OVERSEEN BY THE JOINT TECHNOLOGY COMMITTEE PURSUANT TO PART 17 OF ARTICLE 3 OF

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

TITLE 2, C.R.S. FOR THE PURPOSES OF THIS PARAGRAPH (h), "INFORMATION TECHNOLOGY" HAS THE SAME MEANING AS PROVIDED IN SECTION 2-3-1701 (2), C.R.S.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 18, 2016